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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/815,636
Filing Date	April 2, 2004
First Named Inventor	Kia Silverbrook
Art Unit	2614
Examiner Name	
Attorney Docket Number	HYJ001US

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Remarks  <b>Email:</b> kia.silverbrook@silverbrookresearch.com <b>Telephone:</b> 612-9818-6633 <b>Facsimile:</b> 612-9555 7762		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name			
Signature			
Printed name	Kia Silverbrook, Paul Lapstun, Peter C B Henderson, Alireza Moini, Zhenya A Yourlo, Matthew J Underwood, Nicholas D Ridley, Jan Rusman		
Date	May 20, 2005	Reg. No.	

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name		Date	

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In the United States Patent and Trademark Office

Serial Number: 10/815,636  
Application Filed: April 2, 2004  
Applicant: Kia Silverbrook, Paul Lapstun, Peter Charles Boyd Henderson, Alireza Moini, Zhenya Alexander Yourlo, Matthew John Underwood, Nicholas Damon Ridley and Jan Rusman  
Application Title: Scanning Device for Coded Data  
Examiner/GAU: Frances Hicks – Petitions Examiner 2852  
Dated May 18, 2005  
At: Balmain, NSW  
Docket No. HYJ001US

**RENEWED PETITION UNDER 37 CFR 1.78(a)(3)**

Commissioner for Patents  
Washington, District of Columbia 20231

In reply to the Dismissed Petition dated May 11, 2005, the Applicants now submit a renewed petition under 37 CFR 1.78(a)(3).

**Amendments to the Specification** begin on page 2 of this paper. The Applicant submits that these amendments introduce no new matter.

**Amendments to the Specification:**

**A paragraph beginning at Page 1, line 2, (the first sentence following the Title), is to be added as follows:**

**Cross-Reference to Related Application**

This application is a Continuation-in-Part of US Application No. 10/778,056, filed on February 17, 2004.

**REMARKS/ARGUMENTS**

In reply to the Dismissed Petition dated May 11, 2005, the Applicants have corrected Page 1 of the Specification and also filed an Application Data Sheet containing a reference to the earlier filed nonprovisional application. That is, this application is claiming the benefit of prior-filed co-pending US Application No. 10/778,056, filed on February 17, 2004 only.

The Applicants would be grateful if a corrected filing receipt showing the correct "Domestic Priority Data as claimed by Applicant" could be issued.

The surcharge under 37 CFR 1.17(t) was already submitted with our Petition dated September 23, 2004.

Enclosed is a Petition to accept an unintentionally delayed claim under 35 U.S.C. 120.

**PETITION TO ACCEPT AN UNINTENTIONALLY  
DELAYED CLAIM UNDER 35 U.S.C. 120**

The Applicant hereby petitions to accept an unintentionally delayed claim under 35 U.S.C. 120 for the benefit of a prior-filed application, in accordance with 37 C.F.R. 1.78(a)(3).

- With respect to 37 C.F.R. 1.78(a)(3)(i), the reference required by 35 U.S.C. 120 and 37 C.F.R. 1.78(a)(2)(i) is being concurrently filed herewith. This reference is contained in amended page 1 of the specification and an Application Data Sheet filed herewith.
- With respect to 37 CFR 1.78(a)(3)(ii), the surcharge set forth in 37 C.F.R. 1.17(t) has already been paid with our Petition dated September 23, 2004.
- With respect to 37 C.F.R. 1.78(a)(3)(iii), it is submitted that the entire delay between the date the claim was due under 37 C.F.R. 1.78(a)(2)(ii) and the date the claim is being filed concurrently herewith was unintentional.

It is hereby submitted that this petition is timely filed and meets the priority claim referred to by the Lead Petitions Examiner.

Very respectfully,

Applicants:

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## Application Data Sheet

### **Application Information**

Application Type::	Regular
Subject Matter::	Utility
CD-ROM or CD-R?::	None
Title::	Sensing Device for Coded Data
Attorney Docket Number::	HYJ001US
Request for Early Publication?::	No
Request for Non-Publication?::	No
Suggested Drawing Figure::	1
Total Drawing Sheets::	157
Small Entity?::	No
Petition included?::	No
Secrecy Order in Parent Appl.?::	No

### **Applicant Information**

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### **Domestic Priority Information**

Application::	Continuity Type::	Parent Application::	Parent Filing Date::
This Application	Continuation-in-Part of	10/778,056	02/17/2004

### **Foreign Priority Information**

Country::	Application Number::	Filing Date:	Priority Claimed::
Australia	2003900746	02/17/2003	Yes

## **Assignee Information**

Assignee Name::

Silverbrook Research Pty Ltd